

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

In Re:

Case No.: \_\_\_\_\_

Chapter: \_\_\_\_\_

Judge: \_\_\_\_\_

**MOTION FOR ORDER CONFIRMING  
AUTOMATIC STAY IS NOT IN EFFECT**

I, \_\_\_\_\_, ☐ creditor, ☐ attorney for creditor, request an order confirming that the automatic stay provisions of 11 U.S.C. § 362(a) are not in effect as to this case for the reason(s) indicated below.

☐ **11 U.S.C. § 362(c)(4).** The following cases were pending within the previous year but were dismissed.

\_\_\_\_\_ [Case number]

\_\_\_\_\_ [Case number]

\_\_\_\_\_ [Case number]

\_\_\_\_\_ [Case number]

\_\_\_\_\_ [Case number]

\_\_\_\_\_ [Case number]

**11 U.S.C. § 362(b)(22).**

☐ The debtor has not filed with the petition an *Initial Statement About an Eviction Judgment Against You (Official Form 101A)*.

☐ The debtor has not served upon the movant an *Initial Statement About an Eviction Judgment Against You (Official Form 101A)*.

☐ The debtor has not deposited with the Clerk the rent due within 30 days of the filing of the petition in the amount of \$\_\_\_\_\_.

☐ The debtor filed with the petition and served upon the movant an *Initial Statement About an Eviction Judgment Against You (Official Form 101A)*. The Clerk has forwarded to me, and I have received, the amount of \$\_\_\_\_\_ representing the full amount of rent due within 30 days after the filing of the petition.

☐ The debtor has not filed a *Statement About Payment of an Eviction Judgment Against You (Official Form 101B)*.

☐ The debtor has not served on the movant a *Statement About Payment of an Eviction Judgment Against You (Official Form 101B)*.

☐ The debtor has not paid the total amount of arrears due in the amount of \$\_\_\_\_\_ within 30 days of the date of the petition.

☐ **11 U.S.C. § 362(b)(23).** On \_\_\_\_\_, the movant filed a certification regarding the debtor's actions, specifically ☐ endangerment of the property, and/or ☐ illegal use of controlled substances on the property by the debtor, or others. It is more than 15 days from the filed date of the Certification and the debtor has not filed an objection to the certification, or has filed an objection to the certification but has not served it on the applicant.

☐ **11 U.S.C. § 362(n).** Section 362(n) of the Code applies.

Date: \_\_\_\_\_

\_\_\_\_\_  
Movant

new.8/1/18

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

**Caption in Compliance with D.N.J. LBR 9004-2(c)**

CXE 18-023602  
Shapiro & DeNardo, LLC  
14000 Commerce Parkway, Suite B  
Mount Laurel, NJ 08054  
(856)793-3080  
Christopher A. DeNardo - 250782017  
Chandra M. Arkema - 029552006  
Krystin M. Kane - 171402015  
Kathleen M. Magoon - 040682010  
Donna L. Skilton - 013072007  
Charles G. Wohlrab - 016592012  
Courtney A. Martin - 098782016  
Elizabeth L. Wassall - 023211995  
Jeffrey Rappaport - 003431991  
ATTORNEYS FOR U.S. BANK NATIONAL  
ASSOCIATION, AS TRUSTEE FOR LEHMAN XS  
TRUST MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2007-7N

IN RE:

TRACY HUA, DEBTOR

CASE NO.: 18-25708-CMG

JUDGE: Honorable Christine M Gravelle

**ORDER CONFIRMING NO AUTOMATIC STAY  
IS IN EFFECT AS TO CERTAIN REAL PROPERTY**

The relief set forth on the following pages, numbered two (2) through two (2) is hereby ORDERED.

Upon the application of SHAPIRO & DENARDO, LLC, Attorneys for U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR LEHMAN XS TRUST MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-7N under for a determination that no Automatic Stay is in effect as to certain real property as hereinafter set forth, and for cause shown,

1. The Automatic Stay of Bankruptcy Code section 362(a) is not in effect as to the certain real property described below; due to the Debtor's consecutive filings within the parameters of 11 U.S.C. §362(c)(4)

\_\_\_\_\_ Land and premises commonly known as Commonly known as 2121 S. 9th Street, Philadelphia, Pennsylvania 19148.

2. Movant is permitted to institute or resume and prosecute to conclusion one or more action(s) in the court (s) of appropriate jurisdiction to foreclose mortgage(s) held by the movant or alternatively to allow movant to pursue alternatives to foreclosure upon aforementioned real property.

3. Movant may join the Debtor and any trustee appointed in this case as defendants in its foreclosure action(s) irrespective of any conversion to any other chapter of the Bankruptcy Code.

The movant shall serve this order on the Debtor, any trustee and other party who entered an appearance on the motion.

CXE 18-023602

Shapiro & DeNardo, LLC

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Mount Laurel, NJ 08054

(856)793-3080

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Donna L. Skilton - 013072007

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Jeffrey Rappaport - 003431991

ATTORNEYS FOR U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR LEHMAN XS  
TRUST MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-7N

IN RE:

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEW JERSEY

TRACY HUA, DEBTOR

CASE NO.: 18-25708-CMG  
CHAPTER 11

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**CERTIFICATION OF SERVICE**

I, Michael Kaiza

1.

☐ represent the \_\_\_\_\_ in the above-captioned matter.

☒ am the secretary/paralegal for Charles G. Wohlrab, Esquire who represents the  
Secured Creditor in the above-captioned matter.

☐ am the \_\_\_\_\_ in the above case and am representing myself.

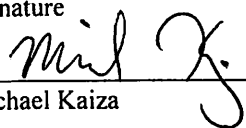
2. On 10/10/18, I sent a copy of the following pleadings and/or documents to the parties listed in  
the chart below:

Notice of Application to Confirm No Automatic Stay in Effect as to Certain Real Property,  
Certification in Support of Application to Confirm No Automatic Stay,  
Proposed Order  
Certification of Service

3. I hereby certify under penalty of perjury that the above documents were sent using the mode of service  
indicated.

Dated: 10/10/18

Signature

  
Michael Kaiza

Name and Address of Party Served	Relationship of Party to the Case	Mode of Service
Robert C. Leite Roach & Leite, LLC 6950 Castor Avenue Philadelphia, PA 19149		<input type="checkbox"/> Hand-delivered <input type="checkbox"/> Regular Mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> E-mail <input checked="" type="checkbox"/> Notice of Electronic Filing (NEF) <input type="checkbox"/> Other _____ (as authorized by the court*)
U.S. Trustee U.S. Department of Justice, Office of the U.S. Trustee One Newark Center Ste 2100 Newark, NJ 07102		<input type="checkbox"/> Hand-delivered <input type="checkbox"/> Regular Mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> E-mail <input checked="" type="checkbox"/> Notice of Electronic Filing (NEF) <input type="checkbox"/> Other _____ (as authorized by the court*)
Tracy Hua 6 Jewel Road Princeton Junction, NJ 08550		<input type="checkbox"/> Hand-delivered <input checked="" type="checkbox"/> Regular Mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> E-mail <input type="checkbox"/> Notice of Electronic Filing (NEF) <input type="checkbox"/> Other _____ (as authorized by the court*)
		<input type="checkbox"/> Hand-delivered <input type="checkbox"/> Regular Mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> E-mail <input type="checkbox"/> Notice of Electronic Filing (NEF) <input type="checkbox"/> Other _____ (as authorized by the court*)

\* May account for service by fax or other means as authorized by the court through the issuance of an Order Shortening Time.